

name of each active ingredient; and, 502 (d)—the *Mebaral tablets* contained a chemical derivative of barbituric acid, and the label of the tablets failed to bear the name, and quantity or proportion of such derivative and in juxtaposition therewith the statement "Warning—May be habit forming."

PLEA: Nolo contendere, by partnership to counts 1, 2, 3, 4, and 5; by Gates to counts 1, 2, 3, and 4; by Hanna to counts 1, 3, 4, 6, and 7; and by Sewell to counts 2 and 5.

DISPOSITION: 6-23-53—court fined partnership \$175, Gates \$100, and Sewell \$50, and assessed costs against each defendant. 10-12-54—Hanna fined \$50.

4566. Sulfanilamide. (F. D. C. No. 37360. S. No. 8-506 L.)

QUANTITY: 1 12-lb. drum and 12 1-lb. bags at Herkimer, N. Y., in possession of Kean's Cut Rate Drugs.

SHIPPED: 3-9-54, from Rahway, N. J.

RESULTS OF INVESTIGATION: The article was shipped in a bulk drum, and, upon receipt by the consignee, a portion of the article was repackaged into 1-lb. bags and relabeled.

LIBELED: 11-13-54, N. Dist. N. Y.

CHARGE: 502 (f) (1)—the labeling of the article (bulk and repackaged material) while held for sale failed to bear adequate directions for use, and the article was not entitled to any exemption from such requirement; and, 502 (b) (2)—the article in the bags failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 1-11-55. Default—destruction.

4567. Pruvo tablets. (F. D. C. No. 35265. S. Nos. 55-127 L, 55-137 L.)

QUANTITY: 1 drum containing 20,000 tablets, and 432 btls., 75 tablets each, at Milwaukee, Wis., in possession of Pruvo Pharmacal Co.

SHIPPED: 5-13-53, from Cleveland, Ohio.

RESULTS OF INVESTIGATION: The tablets were shipped in interstate commerce in bulk, and, upon receipt by the consignee, a number of the tablets were repacked into bottles. Advertisements recommending *Pruvo tablets* for the treatment of arthritis and rheumatism were printed in local newspapers on the instructions of, and from mats furnished by, the Pruvo Pharmacal Co.

LIBELED: 5-20-53; amended 9-30-53, E. Dist. Wis.

CHARGE: 502 (f) (1)—the labeling of the article (in bulk and as repackaged) while held for sale to bear adequate directions for use by reason of the failure to list arthritis and rheumatism, which were the diseases for which the drug was intended and for which it was offered; and, the labeling failed also to bear adequate directions for use for the purposes for which it was intended, namely, as an effective treatment for all forms of arthritis and rheumatism, red, swollen, inflamed joints due to arthritis, and the crippling effect resulting therefrom.

DISPOSITION: 3-18-55. The Pruvo Pharmacal Co., claimant, having filed an answer and later having consented to the entry of a decree, the court ordered that the product be condemned and destroyed.